

<b>Commonwealth of Massachusetts MassHealth Provider Manual Series</b>  Community Health Center Manual	<b>Subchapter Number and Title</b> 4. Program Regulations (130 CMR 405.000)	<b>Page</b> 4-32
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#### 405.473: Fluoride Varnish Services

- (A) Eligible Members. Members must be younger than 21 years old to be eligible for the application of fluoride varnish.
- (B) Qualified Personnel. Physicians, physician assistants, certified nurse practitioners, registered nurses, licensed practical nurses, and medical assistants may apply fluoride varnish subject to the limitation of state law. To qualify to apply fluoride varnish, the individual must complete a MassHealth-approved training on the application of fluoride varnish, maintain proof of completion of the training, and provide such proof to the MassHealth agency upon request.
- (C) Billing for a Medical Visit and Fluoride Varnish Treatment or Procedure. A CHC may bill for fluoride varnish services provided by a physician or a qualified staff member as listed in 130 CMR 405.473(B) under the supervision of a physician. The CHC may bill for a medical visit in addition to the fluoride varnish application only if fluoride varnish was not the sole service, treatment, or procedure provided during the visit. The dental enhancement fee may not be billed for a fluoride varnish application separately or in addition to a medical visit.
- (D) Claims Submission. A CHC may submit claims for fluoride varnish services that are provided by physicians, physician assistants, certified nurse practitioners, registered nurses, licensed practical nurses, and medical assistants according to 130 CMR 405.473(C). *See* Subchapter 6 of the *Community Health Center Manual* for service codes.

#### 405.474: Acupuncture Services

- (A) Introduction. MassHealth members are eligible to receive acupuncture services in CHCs for the treatment of pain as described in 130 CMR 405.474(C). *See* 130 CMR 433.454(E): *Acupuncture as an Anesthetic* for use of acupuncture as an anesthetic, and 130 CMR 418.000: *Substance Use Disorder Treatment Services* for use of acupuncture for detoxification.
- (B) General. 130 CMR 405.474 applies specifically to physicians and other licensed practitioners of acupuncture in a CHC. The requirements elsewhere in 130 CMR 405.000 that apply to a CHC, also apply to licensed practitioners of acupuncture, such as service limitations, record-keeping, report requirements, and prior-authorization requirements.
- (C) Acupuncture for the Treatment of Pain. MassHealth provides a total of 20 sessions of acupuncture for the treatment of pain per member per year without prior authorization. If the member's condition, treatment, or diagnosis changes, the member may be able to receive more sessions of medically-necessary acupuncture treatment with prior authorization.
- (D) Provider Qualifications for Acupuncture.
- (1) Qualified Providers. MassHealth pays a CHC for acupuncture services only when the provider rendering the service is:
    - (a) ~~a P~~physicians; or
    - (b) ~~Other providers who are~~ licensed in acupuncture by the Massachusetts Board of Registration in Medicine under 243 CMR 5.00: *The Practice of Acupuncture*.
  - (2) Acupuncture Providers in CHCs. CHCs must ensure that acupuncture providers for whom the CHC will submit claims possess the appropriate training, credentials, and licensure.

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(E) Conditions of Payment. The MassHealth agency pays the CHC for services of an acupuncturist qualified to render such services in accordance with 130 CMR 405.474(D)~~(in accordance with 130 CMR 405.474(F))~~ only when the:

- (1) services are limited to the scope of practice authorized by state law or regulation (~~including but not limited to~~ such as 243 CMR 5.00: *The Practice of Acupuncture*); and
- (2) the acupuncturist provider has a current license or certificate of registration from the Massachusetts Board of Registration in Medicine; ~~and~~
- ~~(3) services are provided pursuant to a supervisory arrangement with a physician.~~

(F) Acupuncture Claims Submissions.

- (1) Community health centers (CHCs) may submit claims for acupuncture services when ~~they are provided to MassHealth members by physicians or when a licensed provider under the supervision of a physician~~ a provider qualified to render such services in accordance with 130 CMR 405.474(D) provides those services directly to MassHealth members. See Subchapter 6 of the *Community Health Center Manual* for service code descriptions and billing requirements.
- (2) For MassHealth members receiving services under any of the acupuncture codes on the same date of service as an office visit, the CHC may bill for either an office visit or the acupuncture code, but may not bill for both an office visit and the acupuncture code for the same member on the same date when the office visit and the acupuncture services are performed in the same location. This limitation does not apply to a significant, separately identifiable office visit provided by the same CHC on the same day of the acupuncture service.

#### 405.475: Medical Nutrition Therapy

(A) Introduction. MassHealth members are eligible to receive medical nutrition therapy services described in 130 CMR 405.475(B). See Subchapter 6 of the *Community Health Center Manual* for service code descriptions and billing requirements.

(B) The MassHealth agency pays for nutritional diagnostic therapy and counseling services for the purpose of management of a medical condition. Medical nutrition therapy services are payable when provided to eligible MassHealth members by the following providers:

- (1) physicians;
- (2) dietitians/nutritionists licensed by the Massachusetts Division of Professional licensure, and the Board of Registration of Dietitians and Nutritionists;
- (3) mid-level practitioners credentialed by the Commission on Dietetic Registration (CDR) (e.g., certified nurse-midwives, certified nurse practitioners, registered nurses, and physician assistants); or
- (4) other health-care providers licensed by the Massachusetts Division of Professional Licensure, and the Board of Registration of Dietitians and Nutritionists, with specific training in the provision of nutritional counseling as provided in 42 U.S.C. 1395x(vv)(2).